

MINUTES OF THE
ARIZONA BOARD OF TECHNICAL REGISTRATION

November 25, 2008

9:30 AM

OPEN SESSION

1. CALL TO ORDER – The meeting of the Board of Technical Registration was called to order at 9:34 AM by Board Chair Susan Schaefer Kliman.
2. ROLL CALL – Board Members in Attendance: Sheila Bowen, Karen Cesare, Stuart Lane, Chet Pearson, Susan Schaefer Kliman, Howell Shay, and Ronald Starling. Absent: Dawn Garcia, and Robert Roos. Board Staff: Ronald Dalrymple, LaVern Douglas, Kathryn Fuller, Lisa Vardian, Manuel Maltos and Sarah Spiekermeier. Assistant Attorney General: Melissa Cornelius.
3. CALL TO THE PUBLIC – No members of the public spoke.
4. ADOPTION OF MINUTES – Ms. Cesare moved to approve the October 28, 2008 minutes with minor corrections. Ms. Bowen seconded. Motion Carried.
5. ENFORCEMENT MATTERS
Review, Consideration, and Possible Vote on the following:
 - A. Proposed Dismissals
 1. a. M08-004, James R. Wise, P.E. (Civil) #08457 – Ms. Bowen moved to recommend a Letter of Concern. Mr. Pearson seconded. After discussion, Motion Carried.
 - b. M08-004, Gary R. Kelley, P.E. (Civil) #22880 – Ms. Bowen moved to recommend a Letter of Concern. Mr. Starling seconded. After discussion, Motion Carried.
 - B. Proposed Enforcement Advisory Committee Candidates
 1. Timothy C. Behrens, P.E. (Mechanical) #31197 – Mr. Lane moved to approve candidate for Enforcement Advisory Committee. Ms. Cesare seconded. After discussion, Motion Carried.
 2. Thomas E. Granillo, P.E. (Civil) #22190 – Mr. Lane moved to approve candidate for Enforcement Advisory Committee. Ms. Cesare seconded. After discussion, Motion Carried.
 3. Nancy A. Harper, Architect #42499 – Mr. Lane moved to approve candidate for Enforcement Advisory Committee. Ms. Cesare seconded. After discussion, Motion Carried.

4. Peter I. Menconi, P.E. (Mechanical) #11636 – Mr. Lane moved to approve candidate for Enforcement Advisory Committee. Ms. Cesare seconded. After discussion, Motion Carried.

5. John M. Nepa, P.E. (Civil) #44717 – Mr. Starling moved to approve candidate for Enforcement Advisory Committee. Ms. Bowen seconded. After discussion, Motion Carried. No: Pearson. Yes: Bowen, Cesare, Lane, Shay, Schafer Kliman, and Starling.

6. Hugh W. Pace, P.E. (Electrical) #20244 – Mr. Lane moved to approve candidate for Enforcement Advisory Committee. Ms. Cesare seconded. After discussion, Motion Carried.

7. Michael C. Wakefield, Architect #46424 – Mr. Shay moved to approve candidate for Enforcement Advisory Committee. Ms. Lane seconded. After discussion, Motion Carried. No: Pearson. Yes: Bowen, Cesare, Lane, Shay, Schafer Kliman, and Starling.

8. Ming-Gin Chen, Architect #21342 – Mr. Lane moved to approve candidate for Enforcement Advisory Committee. Ms. Cesare seconded. After discussion, Motion Carried.

9. Aida Milena Aguirre, Architect #34318 – Mr. Lane moved to approve candidate for Enforcement Advisory Committee. Ms. Cesare seconded. After discussion, Motion Carried.

10. Gary B. Valenzuela, Land Surveyor # 30367 – Mr. Lane moved to approve candidate for Enforcement Advisory Committee. Ms. Cesare seconded. After discussion, Motion Carried.

6. **Review, Consideration, and Possible Vote on the following:**

EVALUATION OF APPLICATIONS FOR EXAMINATION AND/OR POSSIBLE GRANTING OF REGISTRATION OR CERTIFICATION

1. Peter Syntax, Applicant #080764 P.E. (Electrical) – Registration– Mr. Pearson moved to accept Mr. Syntax's application for registration. Mr. Lane seconded. After discussion, Motion Carried.

2. Douglas Morales, Applicant #081353 P.E. (Civil) – Registration– This matter was tabled. Ms. Bowen moved to accept Mr. Morales's additional supervisor, but the application is still pending three additional months of experience.

3. Charles Ritter, Applicant #081070 P.E. (Civil) – Registration– Ms. Bowen moved to accept Mr. Ritter's application for registration. Ms. Cesare seconded. After discussion, Motion Carried.

4. Yingwu Teng, Applicant #081310 P.E. (Mechanical) – Exam– Mr. Pearson moved to approve Mr. Teng to take the Professional Engineer Exam. Mr. Lane seconded. After discussion, Motion Carried.

5. Yancy Lyles, Applicant #081692 P.E. (Mechanical) – Registration– Mr. Pearson moved to accept Mr. Lyles’s application for registration. Dr. Schaefer Kliman seconded. After discussion, Motion Carried.

6. Justin Dykstra, Applicant #081802 Landscape Architect – Registration– Ms. Cesare moved to accept Mr. Dykstra’s application for registration. Mr. Lane seconded. After discussion, Motion Carried.

7. Richard A. Hall, Applicant #081655 P.E. (Civil) – Registration– Ms. Bowen moved to send file back to staff for additional information. Mr. Lane seconded. After discussion, Motion Carried.

8. Keith Siller, Applicant #081764 Architect – Registration– Ms. Cesare moved to send file back to staff for additional information. Dr. Schaefer Kliman seconded. After discussion, Motion Carried.

9. Richard V. Hall, Applicant #081233 Land Surveyor– Examination – Dr. Schaefer Kliman moved to send file back to staff for additional information. Mr. Pearson seconded. After discussion, Motion Carried.

10. Jason Atwood, Applicant #081958 P.E. (Civil) – Registration– Ms. Bowen moved to accept Mr. Atwood’s application for registration. Mr. Lane seconded. After discussion, Motion Carried.

11. William Gest, Applicant #081466 P.E. (Mechanical) – Examination – Mr. Pearson moved to approve Mr. Gest to waive EIT exam and to sit for the P.E. Exam. Mr. Starling seconded. After discussion, Motion Carried.

12. Patrick Sullivan, Applicant #081694 P.E. (Structural) – Examination – Mr. Starling moved to allow Mr. Sullivan to sit for the Professional Engineer Examination. Mr. Lane seconded. After discussion, Motion Carried.

7. Review, Consideration, and Possible Vote on the following:

EVALUATION COMMITTEE AND STAFF RECOMMENDATIONS AND POSSIBLE GRANTING OF REGISTRATION OR CERTIFICATION (LIST AVAILABLE AT BOARD OFFICE)

Mr. Starling moved to accept the committee and staff recommendations as amended on November 24, 2008. Mr. Pearson seconded. Motion Carried.

8. REVIEW CONSIDERATION AND POSSIBLE VOTE ON THE FOLLOWING:

1. Acceptance of the National Council of Architectural Registration Board Intern Development Program.

Mr. Starling advised the Board on the Intern Development Program (“IDP”) issue. He stated that there may be an issue with approving the IDP program because the Board Rules and IDP programs requirements may have one major difference in alternative

registration. The Board requires eight years of prior experience and IDP program requires ten years. Dr. Shaefer Kliman will be following up on this subject and will be discussion at the next L&R meeting on January 27, 2009 after the regular scheduled Board meeting.

9. DIRECTOR'S REPORT– the Board's Executive Director, Mr. Dalrymple, discussed the following:

Staff Changes:

The Board is currently down six authorized position due to the hiring freeze, but the Board has just received authorization from the Department of Administration to fill two of the vacant positions.

Budget Update:

The Board was notified by the Governor's staff to submit a budget management plan reflecting a 7% budget reduction (\$122,164). This plan was submitted and calls for the following reduction from the authorized 2009 budget:

- One investigator position
- Two Customer Service Representative positions
- A 50% reduction in travel cost

Computer System Update:

The Board is still communicating with GITA, DOA, and NIC about the switch between the Board's current AS/400 system to a newer more flexible database for application and registration tracking.

Board Appointments:

The Board has been in regular contact with the Governor's office about the appointments of Board Members. The Governor's office has notified the Board that "they are working on it."

10. BOARD CHAIR'S REPORT

Chair Susan Schaefer Kliman and the Board want to thank Mr. Pawelko for his service to the Board and to introduce the new Board Member Howell Shay.

11. STANDING COMMITTEE REPORTS

1. Legislation and Rules Committee – Mr. Starling advised the L&R Committee met on November 21, 2008. They discussed Building Information Models ("BIM"), Pool and Spa Inspections, and Intern Development Program ("IDP"). The Home Inspector Rules and Standards Committee sent a request to L&R to review the Pool and Spa inspections. The Board's standards do not included Pool & Spa Inspections and the L&R committee did not feel comfortable making a policy when the legislation does not address Pool & Spa standards. Dr. Shaefer Kliman updated the Board on the BIM issue; she advised the Board the NCARB is looking to make changes to the model law definition to make sure registrants are taking responsible control with project delivery. Mr. Starlings stated that there may be an issue with approving the IDP program and that Dr. Shaefer Kliman will be following up on this subject and will be discussion at the next L&R

meeting on January 27, 2009 after the regular scheduled Board meeting. Mr. Starling also stated the L&R Committee member, Greg Tuttle, has requested to retire from L&R. The committee felt that since they still have six members that it is not necessary to replace him at this time and that we thank him for his service.

2. Budget Committee – Nothing to report.
3. Home Inspector Rules and Standards Committee – Board Member Howell Shay will be joining the Home inspectors Rules and Standards Committee to take the place of past Board Member Richard Pawelko.
4. Environmental Remediation Rules and Standards Committee – Nothing to report.

12. BOARD MEMBER REPORTS ON OUTSIDE ACTIVITIES

1. National Council of Examiners for Engineering and Surveying (“NCEES”) – Ms. Bowen advised the Board that she will be working on model law and grandfather laws with NCEES. Mr. Starling added that he will be reviewing PAC survey results and will report back to the Board after January.
2. National Council of Architectural Registration Boards (“NCARB”) – Nothing to report.
3. Council of Landscape Architectural Registration Boards (“CLARB”) – Nothing to report.
4. National Association of State Boards of Geology (“ASBOG”) – Nothing to report.

12. FUTURE BOARD MEETINGS – Tuesday, December 18, 2008 at 9:30a.m.

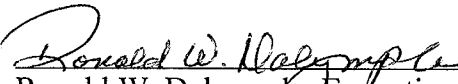
13. FUTURE AGENDA ITEMS

15. ADJOURNMENT – Meeting adjourned at 11:06 AM.

ARIZONA STATE BOARD OF TECHNICAL REGISTRATION



Dr. Susan Schaefer Kliman, Chair



Ronald W. Dalrymple, Executive Director